

Message Text

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ORIGIN EUR-12

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PRS-01 SP-02 SS-15 TRSE-00 ACDA-05 SCA-01 OMB-01

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DRAFTED BY EUR/EE:RAMOSHER/LVA

APPROVED BY EUR:JAARMITAGE

CU/EE:THUTSON

OES:APT/SEP:WDECLERCQ

USIA:RMILLER (PHONE)

L/T:AROVINE

L/ECP:JBUSHONG

C:WSHINN

S/S: REWOODS

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O 040008Z FEB 76

FM SECSTATE WASHDC

TO AMEMBASSY SOFIA IMMEDIATE

C O N F I D E N T I A L STATE 026827

E.O. 11652: GDS

TAGS: OEXC, PFOR, SCUL, BU

SUBJECT: CULTURAL-SCIENTIFIC AGREEMENT

REF: A) SOFIA 140, B) SOFIA 138, C) SOFIA 130,

D) SOFIA 44

1. WE COMMEND EMBASSY ON CONDUCT OF NEGOTIATIONS TO DATE
AND FOR EXCELLENT ANALYSIS OF BULGARIAN DRAFT IN REF A.

FOLLOWING ARE FURTHER INSTRUCTIONS AND ADDITIONAL LANGUAGE
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REQUESTED IN SOFIA 140. REGRET DELAY IN PREPARATION AND

TRANSMISSION DUE TO FACT THAT REFTELS WERE NOT RECEIVED BY ALL CLEARING OFFICERS.

2. RE PARA 3A REF A. CONCUR IN PROPOSAL OUTLINED, REQUESTED LANGUAGE FOLLOWS:

QUOTE: ARTICLE I

1. THE PARTIES WILL ENCOURAGE EXCHANGES AND COOPERATION IN THE FIELD OF EDUCATION, ESPECIALLY IN THE HUMANITIES AND SOCIAL SCIENCES, AND OTHER AREAS, ON THE BASIS OF MUTUAL BENEFIT, BY PROVIDING OPPORTUNITIES FOR AND FACILITATING APPROPRIATE CONTACTS AND ACTIVITIES BETWEEN INDIVIDUALS AND INSTITUTIONS OF THE TWO COUNTRIES. SUCH

CONTACTS AND ACTIVITIES MAY INCLUDE, AMONG OTHERS, THE FOLLOWING:

A. EXCHANGE OF STUDENTS, INSTRUCTORS, LECTURERS, SCHOLARS, RESEARCHERS, PROFESSORS, EDUCATION OFFICIALS, AND SPECIALISTS;

B. COOPERATION AMONG UNIVERSITIES, OTHER INSTITUTIONS OF HIGHER LEARNING, LEARNED SOCIETIES AND CULTURAL ORGANIZATIONS;

C. EXCHANGE OF BOOKS, PERIODICALS, AND OTHER MATERIALS WRITTEN OR DEMONSTRATIVE, FOR USE BY CULTURAL AND SCIENTIFIC ORGANIZATIONS, UNIVERSITIES, OTHER INSTITUTIONS OF HIGHER LEARNING AND LEARNED SOCIETIES; AND

D. COOPERATION IN THE ORGANIZATION OF JOINT RESEARCH, CONFERENCES AND SYMPOSIA.

2. EACH PARTY WILL ALSO PERMIT AND FACILITATE BY ALL APPROPRIATE MEANS:

A. PUBLIC DISTRIBUTION OF EDUCATIONAL, CULTURAL, INFORMATIONAL AND SCIENTIFIC MATERIALS DESIGNED TO INCREASE KNOWLEDGE OF THE TWO PEOPLES AND CULTURES OF CONFIDENTIAL

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THE COUNTRIES; AND

B. ACCESS TO LIBRARIES, MUSEUMS, CULTURAL CENTERS, READING ROOMS AND ARCHIVES, INCLUDING SUCH FACILITIES OF EACH GOVERNMENT IN THE HOST COUNTRY WHICH ARE OPEN TO THE PUBLIC.

ARTICLE II

THE PARTIES WILL ENCOURAGE EXCHANGES AND COOPERATION IN THE ARTS, CULTURE, COMMUNICATIONS, SPORTS AND OTHER FIELDS, ON THE BASIS OF MUTUAL BENEFIT, BY PROVIDING OPPORTUNITIES FOR AND FACILITATING APPROPRIATE CONTACTS AND ACTIVITIES BETWEEN INDIVIDUALS AND INSTITUTIONS OF THE TWO COUNTRIES. SUCH CONTACTS AND ACTIVITIES MAY INCLUDE, AMONG OTHERS, THE FOLLOWING:

A. EXHIBITS OF A CULTURAL, EDUCATIONAL AND INFORMATIONAL NATURE;

B. APPEARANCES OF PROFESSIONAL AND ACADEMIC MUSICAL, DANCE AND THEATRICAL GROUPS, CONDUCTORS, AND INDIVIDUAL PERFORMING ARTISTS;

C. DOCUMENTARY AND FEATURE FILMS AND THE HOLDING OF FILM WEEKS DEVOTED TO FEATURE FILMS OF THE OTHER COUNTRY, AS WELL AS OTHER MUTUALLY BENEFICIAL ACTIVITIES IN THE FIELDS OF CINEMATOGRAPHY, RADIO AND TELEVISION;

D. EXCHANGES OF REPRESENTATIVES IN THE FIELDS OF ARCHITECTURE, PAINTING, SCULPTURE, LITERATURE, MUSIC, THE THEATRE, AND OTHER AREAS OF THE ARTS; AND

E. EXCHANGES AND COOPERATION BETWEEN THE SPORTS ORGANIZATIONS OF THE TWO COUNTRIES THROUGH INDIVIDUAL AND TEAM EXHIBITIONS AND COMPETITIONS, AND THE EXCHANGE OF SPECIALISTS IN PHYSICAL EDUCATION AND SPORTS.

3. RE PARA 3B REF A. WE DO NOT WISH TO HAVE THE BULGARIAN ARTICLE III CONCERNING CSTPHE/IREX INCORPORATED IN THE AGREEMENT BECAUSE OF THE PRIVATE, NON-GOVERNMENTAL CONFIDENTIAL

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NATURE OF IREX AND ITS BULGARIAN PROGRAM. THEREFORE, YOU MAY EXPLAIN TO THE BULGARIANS THAT WE DO NOT BELIEVE IT TO BE NECESSARY TO SPECIFICALLY MENTION IREX BECAUSE IT IS NOT AN ELEMENT OF THE USG BUT A PRIVATE ORGANIZATION AND WE BELIEVE THAT OUR ARTICLE VII PROVIDES SUFFICIENT ENABLING LANGUAGE FOR ALL PRIVATE AGREEMENTS. US ARTICLE III, WHICH BULGARIANS HAVE INCORPORATED IN THEIR DRAFT AS ARTICLE IV, REFERS TO PROPOSED CSTPHE/NSF EXCHANGE PROGRAM AND SHOULD BE CONSISTENT IN SO IDENTIFYING BULGARIAN SIDE AS CSTPHE, NOT BULGARIAN ACADEMY OF SCIENCES IN BOTH REFERENCES TO ORGANIZATIONS WITHIN ARTICLE III - UNLESS BULGARIANS PREFER ANOTHER ARRANGEMENT.

4. RE PARA 3C, D, E, F, G. CONCUR.

5. RE PARA 3H. WE AGREE THAT WE SHOULD CONTINUE TO RESIST THE ESTABLISHMENT OF A FORMAL JOINT COMMISSION. WE HAVE GENERALLY ATTEMPTED TO RESERVE THE USE OF "JOINT COMMISSIONS" FOR MAJOR AGREEMENTS REQUIRING THOROUGH HIGH LEVEL EXAMINATION AND REVIEW. WE ARE RELUCTANT TO SET UP A JOINT COMMISSION REQUIRING MINISTERIAL OR SUB-MINISTERIAL PARTICIPATION AND WOULD PREFER TO WORK THROUGH A LESS FORMAL, WORKING LEVEL "REVIEW GROUP" WHICH WOULD OPERATE AS OUTLINED IN OUR ARTICLE V. OUR EXPERIENCE WITH A "REVIEW GROUP" IN THE CASE OF ROMANIA AND OF SIMILAR LESS FORMAL MECHANISM IN THE CASE OF THE USSR HAS BEEN ENTIRELY SATISFACTORY AND ADEQUATE TO OUR NEEDS.

6. RE PARA 3I. WE BELIEVE THAT WE SHOULD CONTINUE TO HOLD OUT FOR A TWO YEAR TERM. WE HAVE SOME DOUBTS ABOUT COMMITTING OURSELVES TO A FIVE YEAR AGREEMENT WITHOUT

ANY EXTENSIVE FIRST HAND EXPERIENCE OF EXCHANGES WITH BULGARIA. TWO YEAR PERIOD GIVES US OPPORTUNITY TO SEE HOW AGREEMENT WORKS AND WHAT CHANGES MAY BE NECESSARY TO ENSURE MAXIMUM MUTUAL SATISFACTION. WE ARE WILLING TO CONSIDER MOVING TO A FIVE-YEAR AGREEMENT AFTER THIS INITIAL TWO-YEAR TRIAL PERIOD. INGERSOLL

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